

Leroy D. Baca, Sheriff

County of Los Angeles
Sheriff's Department Headquarters
4700 Ramona Boulevard
Monterey Park, California 91754-2169



July 23, 2008

Deputy Edward Clark, #[redacted]

Dear Deputy Clark:

On January 14, 2008, you were served with a Letter of Intention, indicating your right to respond to the Sheriff's Department's pending disciplinary action against you, as reported under IAB File Number 2194246. You were also advised of your right to review the material on which the discipline was based.

You did exercise your right to respond. After reviewing the response submitted to support your position, the Department executives have amended the recommended discipline.

You are hereby notified that you are suspended without pay from your position of Deputy Sheriff, Item No. 2708A, with this Department for a period of twelve (12) days. However, pursuant to a settlement agreement between you and the Department dated July 8, 2008, two (2) of the twelve (12) days will be held in abeyance for a period of twelve (12) months which will end on July 7, 2009. All Departmental records will reflect, nevertheless, that you received a twelve (12) day suspension. If you should become the Subject of a founded administrative investigation, involving similar violations, and the event occurred within the prescribed twelve (12) month time period of the settlement agreement, the two (2) days held in abeyance will be imposed. Additionally, you will be subject to further discipline for each and every founded violation of the Department's Manual of Policy and Procedures.

The effective dates for the remaining ten (10) day suspension are from July 27, 2008 through August 5, 2008.

An investigation under File Number IAB 2194246, conducted by Internal Affairs Bureau, coupled with your own statements, has established the following:

1. That in violation of Manual of Policy and Procedures Sections 3-01/030.05, General Behavior; and/or 3-01/040.85, Cooperation During Criminal Investigation; and/or 3-01/040.70, False Statements, on or about April 21, 2007, while off duty at the Honda Center in the City of Anaheim, you were questioned by Anaheim Police Department officers as a witness to an altercation between your [redacted], Ms [redacted] and another female, wherein Ms. [redacted] was named a suspect, and you failed to cooperate with the officers and/or gave false and/or misleading statements during their investigation, as evidenced by, but not limited to:

    a) telling Sergeant [redacted] that Ms. [redacted] was "your partner," and/or;

    b) when asked what you meant by the word, 'partner,' you said words to the effect of, "Well, she works with me," and/or "she's a deputy too."

    By your actions, you have brought discredit upon yourself and the Sheriff's Department.

2. That in violation of Manual of Policy and Procedures Sections 3-01/100.45, Use of Communications Equipment; and/or 3-01/040.95, Confidential Information; and/or 3-01/030.10, Obedience to Laws, Regulations and Orders (*specifically as it relates to Manual Sections 3-07/150.05, Information Access and Dissemination; and/or 3-07/220.20, California Department of Justice Admonishment; and/or 3-07/210.00, Permissible Use*), on or about January 27, 2006 and February 20, 2006, you used Department communications equipment (JDIC) to access confidential criminal history information (wants/warrants) on [redacted] for unofficial purposes and without proper authorization, and then disseminated the information to person(s) not authorized to have it.

Prior to imposing this disciplinary action, I have thoroughly reviewed the incident and your record with this Department.

You will hereby take notice that any future acts of misconduct may result in more severe disciplinary action.

The Sheriff's Department reserves the right to amend and/or add to this letter.

Sincerely,

LEROY D. BACA, SHERIFF

Original Signed

William M. Ryan, Captain
Commander, Compton Station

Note: Attached for your convenience are excerpts of the applicable areas of the Manual of Policy and Procedures.

WMR:KM:rjb

c: Advocacy Unit
Cecil W. Rhambo, Chief, FORII
Internal Affairs Bureau
Personnel Administration
Office of Independent Review (OIR)
Compton Station/unit Personnel File

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

"A Tradition of Service"
Since 1850

DATE: November 16, 2007

FILE: IAB # IV2194246

DISPOSITION SHEET

FROM: **WILLIAM M. RYAN, CAPTAIN**
COMPTON STATION

TO: **KARYN MANNIS, CAPTAIN**
INTERNAL AFFAIRS BUREAU

SUBJECT: **CLARK, Edward #[redacted]**
Deputy Sheriff
Compton Station
Field Operations Region II

Upon consideration of the facts developed in this investigation, I have determined that the Subject be suspended for a period of **fifteen (15) days without pay**, from his position as a Deputy Sheriff for the reasons set forth in the attached documentation. This decision may be reconsidered based on the employee's response.

William Ryan
William M. Ryan, Captain
Compton Station

11/16/07
Date

CASE REVIEWED BY:

Ralph W. Martin, Commander
12/17/07
Date

Ronnie M. Williams, Chief
12/17/07
Date

The evidence in this investigation does support the following:

1. That in violation of Manual Section 3-01/030.05, General Behavior and Manual Section 3-01/040.85, Cooperation During a Criminal Investigation, on or about April 21, 2007, Subject Clark was involved as a witness to an altercation and behaved inappropriately when questioned by another police agency

2. That in violation of Manual Section 3-01/040.85, Cooperation During a Criminal Investigation, on or about April 21, 2007, Subject Clark mislead a Anaheim Police Department sergeant to believe his [redacted] was a Los Angeles County Deputy Sheriff

3. That in violation of Manual Section 3-01/100.45, Use of Communications Equipment , specifically Manual Section 3-07/150.05, Information Access and Dissemination, on or about January 27, 2006 and February 20, 2006, Subject Clark unofficially accessed the JDIC (Justice data Interface Controller) System to check [redacted] for wants and warrants at her request and disseminated that information without proper authorization

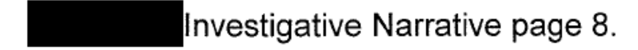
SUMMARY:

On April 21, 2007, Subject Clark and a friend, [redacted] was involved in an altercation in the City of Anaheim, while attending a concert at the Honda Center. The Subject, who was a witness to the incident, attempted to disassociate himself from the incident and behaved inappropriately during the criminal investigation by Anaheim Police Department. Ms. [redacted] was detained and later cited out regarding 242 p.c., Battery suspect . Subject Clark's lack of cooperation, hindered the officer from effectively handling the incident (Manual of Policy and Procedures section 3-01.030.05, General Behavior and section 3-01/040.85, Cooperation During a Criminal Investigation).

> **Note:** Refer to IAB interview of Anaheim Police Sergeant [redacted] Investigative Narrative, pages 8 through 9.

On April 21, 2007, Subject Clark was interviewed at the Honda Center by Anaheim Police Sergeant [redacted] and Officer who stated Subject Clark identified his [redacted] as a Los Angeles County Deputy Sheriff (Manual of Policy and Procedures section 3-01.030, General Behavior and section 3-01/040.85, Cooperation During a Criminal Investigation.

> **Note:** Refer to IAB interview of Anaheim Police Department Sergeant [redacted]


[redacted] Investigative Narrative page 8.

On January 27, 2006 and February 20, 2006, Subject Clark unofficially accessed the JDIC (Justice data Interface Controller) System to check [redacted] for wants and warrants at her request and disseminated that information without proper authorization (Manual of Policy and Procedures section 3-07/150.05).

> **Note:** Refer to IAB investigation exhibit G and Investigative Narrative pages 16 and 17.

DISCIPLINE ASSESSMENT

Review of Applicable Guidelines for Discipline:

Manual Sections 3-01/030.05, General Behavior	W/R to discharge
Manual Section 3-01/040.85, Cooperation During a Criminal Investigation	15 days to discharge
Manual Sections 3-01/100.45, Use of Communications Equipment , specifically Manual Section 3-07/150.05, Information Access and Dissemination,	1 to 5 days

Assessment of Mitigating and Aggravating Factors

Severity of Infraction:

The Subject's actions involving another Department, caused an embarrassment to the Sheriff's Department. His actions also caused a distraction to the officers involved, possibly exposing them to unnecessary danger. The Subject's unauthorized use of the JDIC system is a potential security risk.

Intent, Truthfulness and Acceptance of Responsibility:

The Subject was less than truthful during this investigation.

Degree of Culpability:

The subject was 100% culpable for the charges against him.

Past Performance and Disciplinary History:

The Subject has been a Deputy Sheriff for approximately 8 years and he has been assigned to Compton Station for approximately 3 1/2 years. The Subject has [redacted] previous administrative investigations. On February 23, 2004, he received a [redacted]. On May 27, 2005, he received a [redacted].

INTERNAL AFFAIRS BUREAU
INVESTIGATIVE SUMMARY
IAB CASE #IV2194246

SUBJECTS: **Deputy Edward Clark #[redacted]**

DATE / DAY / TIME: **April 21, 2007 / Saturday / 2145 hours**

LOCATION: **"Honda Center"**
2695 East Katella Avenue, Anaheim, California

DATE OF DEPARTMENT KNOWLEDGE: **April 22, 2007**

IAB INVESTIGATOR: **Sergeant [redacted]**

ALLEGATIONS

It is alleged that Subject Edward Clark, assigned to Compton Station, had a [redacted] with [redacted] who was a resident of Compton, who was [redacted] by Compton Station Deputy personnel for [redacted], uncooperative witness to a murder, which occurred in the City of Compton, and an associate of a Hispanic Gang based in the City of Compton *(Manual of Policy and Procedures Section 3-01/050.90: Prohibited Association)*.

It is also alleged that Subject Clark was involved in an altercation in the City of Anaheim and behaved inappropriately during a criminal investigation by Anaheim Police Department, in which he was named as a witness to the incident and [redacted] was a battery suspect *(Manual of Policy and Procedures Section 3-01.030.05: General Behavior)*.

It is further alleged that Subject Clark unofficially accessed the JDIC (Justice data Interface Controller) System to check [redacted] for wants and warrants at her request and disseminated that information without proper authorization *(Manual of Policy and Procedures Section 3-07/150.05: Information Access and Dissemination)*.

SYNOPSIS

On April 29, 2007, Lieutenant Patrick Davoren at Compton Station prepared a memorandum to Captain William Ryan. Lieutenant Davoren wrote in his memorandum, in part, that on April 22, 2007, he received a telephone call from Subject Clark. Subject Clark said he was involved in an off-duty incident at the "Honda Center" in the City of Anaheim. Subject Clark told Lieutenant Davoren that he was only a witness to a fight and he was not arrested, cited or a subject of any criminal investigation. Lieutenant Davoren noted the telephone conversation with Subject Clark was on the

Watch Commanders line which was recorded.

IAB Note: *Sergeant [redacted] was unable to obtain a copy of the recording due to a malfunction of the Voice Print recording system.*

On April 29, 2007, Lieutenant Davoren received a copy of the Anaheim Police report detailing the incident, in which Subject Clark was involved. Lieutenant Davoren learned that Subject Clark's [redacted] ([redacted]) was arrested during the incident. He also learned that [redacted] claimed to be a Deputy Sheriff and Subject Clark told an Anaheim Police Department Sergeant that she is his "partner."

Lieutenant Davoren conducted an inquiry, which revealed the following about [redacted]

- her current California Driver's License listed her address as the same as Subject Clark's home address,
- her address before she moved in with Subject Clark was in the City of Compton,
- she was [redacted] by a Compton Deputy for [redacted] under the file number 406-19846-2846-151, and she was on [redacted],
- she was an uncooperative witness in a Compton gang murder, under the file number 006-19542-2853-011,
- she used Subject Clark's name when she was detained by Compton Deputies in the past.

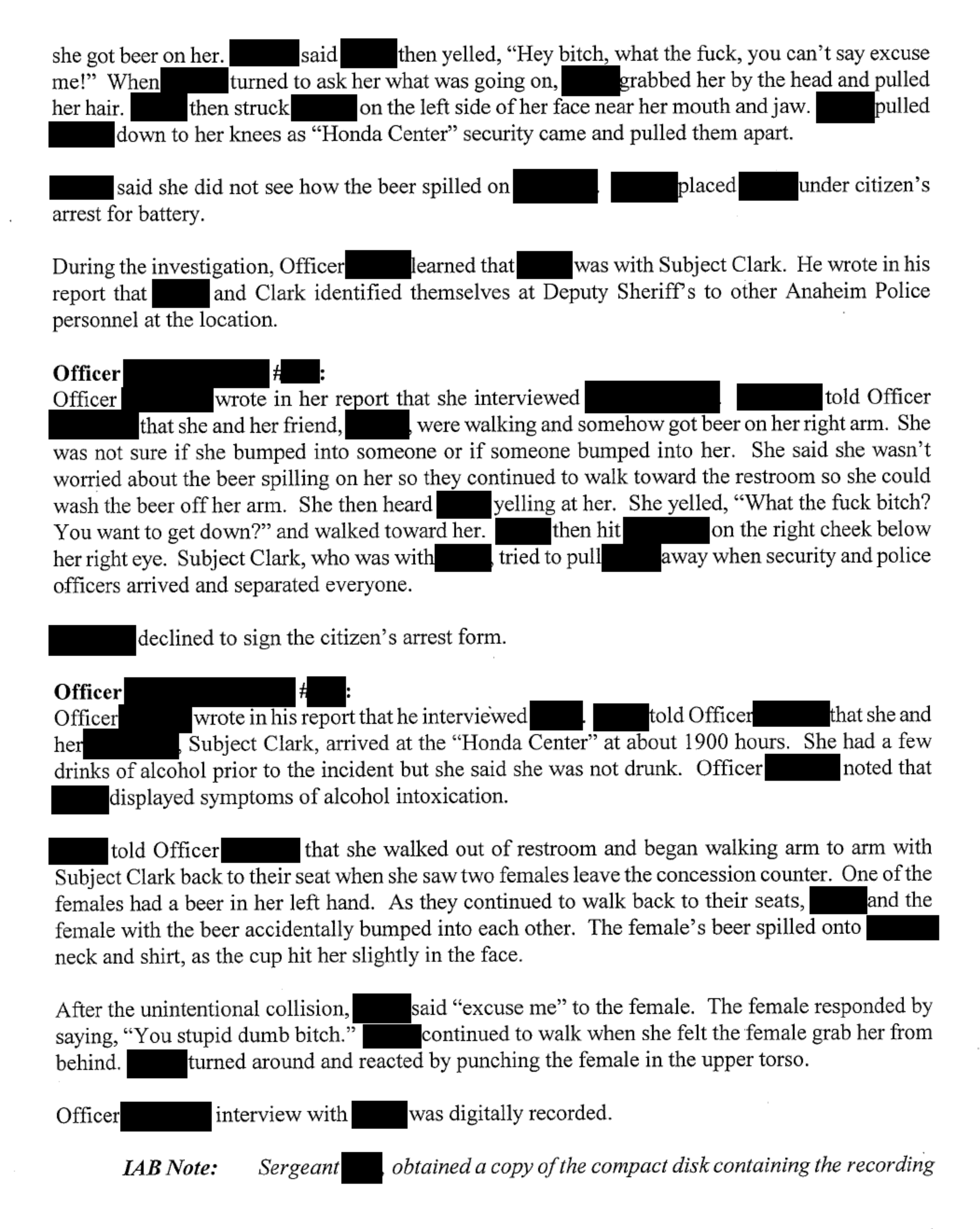
Lieutenant Davoren request an administrative investigation be conducted as a result of the information he obtained during his inquiry.

IAB Note: *A copy of the memorandum, prepared by Lieutenant Patrick Davoren, dated April 29, 2007, is included in this investigation as **Exhibit A**.*

Sergeant [redacted] obtained a copy of the Anaheim Police report, under file number 2007-59111. The report named Subject Clark as a witness to a battery. [redacted] was listed as a Suspect of battery. The reports documented [redacted] work address as "301 South Willowbrook Avenue, Compton" with the phone number "310-605-6500," which are the address and phone number of Compton Sheriff's Station. [redacted] home address is listed as [redacted] [redacted] occupation is listed as "Deputy Sheriff" with "Los Angeles County Sheriff's Department." The following is a synopsis of reports written by Anaheim Police Officers:

Officer [redacted] #[redacted]
Officer [redacted] wrote in his report that he was working at the "Honda Center" when he witnessed a fight between two females. During his investigation, he identified two victims and a suspect of battery. They were identified as [redacted], [redacted], and [redacted], respectively. Officer [redacted] interviewed [redacted].

[redacted] told Officer [redacted] that she and her friend, [redacted], were walking when [redacted] said



she got beer on her. [redacted] said [redacted] then yelled, "Hey bitch, what the fuck, you can't say excuse me!" When [redacted] turned to ask her what was going on, [redacted] grabbed her by the head and pulled her hair. [redacted] then struck [redacted] on the left side of her face near her mouth and jaw. [redacted] pulled [redacted] down to her knees as "Honda Center" security came and pulled them apart.

[redacted] said she did not see how the beer spilled on [redacted]. [redacted] placed [redacted] under citizen's arrest for battery.

During the investigation, Officer [redacted] learned that [redacted] was with Subject Clark. He wrote in his report that [redacted] and Clark identified themselves at Deputy Sheriff's to other Anaheim Police personnel at the location.

Officer [redacted] #[redacted]:
Officer [redacted] wrote in her report that she interviewed [redacted]. [redacted] told Officer [redacted] that she and her friend, [redacted], were walking and somehow got beer on her right arm. She was not sure if she bumped into someone or if someone bumped into her. She said she wasn't worried about the beer spilling on her so they continued to walk toward the restroom so she could wash the beer off her arm. She then heard [redacted] yelling at her. She yelled, "What the fuck bitch? You want to get down?" and walked toward her. [redacted] then hit [redacted] on the right cheek below her right eye. Subject Clark, who was with [redacted], tried to pull [redacted] away when security and police officers arrived and separated everyone.

[redacted] declined to sign the citizen's arrest form.

Officer [redacted] #[redacted]:
Officer [redacted] wrote in his report that he interviewed [redacted]. [redacted] told Officer [redacted] that she and her [redacted], Subject Clark, arrived at the "Honda Center" at about 1900 hours. She had a few drinks of alcohol prior to the incident but she said she was not drunk. Officer [redacted] noted that [redacted] displayed symptoms of alcohol intoxication.

[redacted] told Officer [redacted] that she walked out of restroom and began walking arm to arm with Subject Clark back to their seat when she saw two females leave the concession counter. One of the females had a beer in her left hand. As they continued to walk back to their seats, [redacted] and the female with the beer accidentally bumped into each other. The female's beer spilled onto [redacted] neck and shirt, as the cup hit her slightly in the face.

After the unintentional collision, [redacted] said "excuse me" to the female. The female responded by saying, "You stupid dumb bitch." [redacted] continued to walk when she felt the female grab her from behind. [redacted] turned around and reacted by punching the female in the upper torso.

Officer [redacted] interview with [redacted] was digitally recorded.

> ***IAB Note:*** *Sergeant [redacted], obtained a copy of the compact disk containing the recording*

of the interview and reviewed the interview. During the interview, [redacted] did not identify herself as a Deputy Sheriff.

The interview of [redacted] with Officer [redacted] was downloaded into Lucid. Refer to Lucid job number 19969.

Officer [redacted] #[redacted]:
Officer [redacted] wrote in his report that he interviewed a Security Officer, [redacted], who responded to the fight. [redacted] told Officer [redacted] that he heard a call of a disturbance, via his handheld radio. He responded to the location and separated three females from fighting. [redacted] kept the females separated until Anaheim Police Officers arrived on scene. [redacted] did not see how the fight started.

Sergeant [redacted] #[redacted]
Sergeant [redacted] wrote in her report that she was working at the "Honda Center" when she saw security officers breaking up a fight. She detained [redacted] and Subject Clark pending further investigation.

Subject Clark told Sergeant [redacted] that he and [redacted] came to see the concert so he wanted to go back to their seat or leave the building. Sergeant [redacted] explained to Subject Clark that the Officers were in the process of investigating what occurred and asked to give them some time. Subject Clark then told Sergeant [redacted] that he started the fight by yelling at a female who bumped into him while he was holding a beer. Subject Clark then handed Sergeant [redacted] a business card and identified himself as a Los Angeles County Deputy Sheriff. He further said that [redacted] was his partner. Sergeant [redacted] asked Subject Clark if [redacted] also worked for the Sheriff's Department. Subject Clark answered, "Yes."

IAB Note: *Sergeant [redacted] later interviewed Sergeant [redacted] Refer to her statement under "Witness Statements" on Page 8 of this investigative summary.*

Officer [redacted]:
Officer [redacted] wrote in his report that he interviewed Security Officer, [redacted], at the location. [redacted] told Officer [redacted] that all he saw was Security Officer [redacted] trying to separate two females who were involved in a fight. [redacted] said he did not see any portion of the fight.

Officer [redacted]:
Officer [redacted] wrote in his report that he interviewed Subject Clark at the location. Subject Clark told him that he was standing near the concession area with a beer in his right hand. He began walking toward his [redacted], [redacted], who had just exited the restroom. At the same time, a female, [redacted], was walking toward him.

As they walked past each other, [redacted] accidentally bumped into Subject Clark's right arm and

spilled his beer all over his shirt. Subject Clark told Officer [redacted] that he turned around and said to [redacted], "What the fuck bitch?" [redacted] responded by saying, "Fuck you, who you calling a bitch?" [redacted] then walked up to Subject Clark and hit the bottom of his beer cup, splashing the rest of his beer all over his shirt and also on [redacted] who had now walked up on the situation.

Subject Clark told Officer [redacted] that [redacted] responded back at [redacted] by saying, "He's calling you a bitch." [redacted] then approached [redacted] and grabbed her by her shirt. The two began to wrestle with each other for approximately fifteen to twenty seconds before security officers came and broke up the fight.

IAB Note: *Subject Clark later told Sergeant [redacted] that he said "What the fuck bitch?" to [redacted] when they accidentally bumped into each other. Refer to Subject Clark's statement under "Subject Interview" on Page 9 of this investigative summary.*

A copy of the Anaheim Police Department reports are included in this investigation as ***Exhibit B****.*

Sergeant [redacted] checked California Department of Motor Vehicles record and criminal history of [redacted], which revealed the following:

- [redacted] home address, according to DMV, was [redacted], which is the same address as Subject Clark's home address,
- [redacted] previous address, according to DMV, was [redacted],
- [redacted] criminal history showed [redacted],
- [redacted] was [redacted]

IAB Note: *A copy of [redacted] DMV and criminal history records are included in this investigation as* ***Exhibit C****.*

A check of Department records revealed that [redacted] was a witness to a gang shooting murder, which occurred in the City of Compton on November 15, 2006 (just one week before she was [redacted]), under file number 006-19543-2853-011. The case was investigated by Los Angeles County Sheriff's Department Homicide Bureau, Detectives Michael Caouette and Karen Shonka.

Detective Caouette told Sergeant [redacted] that although [redacted] was among uncooperative witnesses to the murder in the beginning of the investigation, she was the most helpful witness of them all. She provided the best workable information, which assisted in solving the murder case.

IAB Note: *A copy of the Homicide report, Sh-R-49, file number 006-19543-2853-011, is included in this investigation as **Exhibit D**.*

Sergeant [redacted] reviewed the [redacted] report, which [redacted] was named as a [redacted] under file number 406-19846-2846-151. [redacted] was [redacted] by Deputy Brad Jerzykowski, who prepared the report.

According to the report, Deputy Jerzykowski stopped a vehicle, which was being driven by [redacted], after a DMV check of the vehicle's license plate number returned with a misdemeanor warrant information. Upon contacting [redacted] and a male passenger ([redacted]), Deputy Jerzykowski saw several open alcohol containers inside the vehicle. Deputy Jerzykowski detained the occupants of the vehicle to enable an open container investigation. Deputy Jerzykowski subsequently located an [redacted] inside the vehicle. [redacted] and [redacted] were [redacted] for [redacted]. [redacted] was a known member of "CV70" Hispanic street gang, based in the City of Compton. During the investigation, [redacted] admitted that she had close ties with numerous members of the "CV70" gang as she named several members of the gang.

IAB Note: *Deputy Jerzykowski was later interviewed by Sergeant [redacted] His statement included facts of the arrest. Refer to his statement on Page 13 of this investigative summary, for details.*

*A copy of the arrest report, Sh-R-49 file number 406-19846-2846-151, is included in this investigation as **Exhibit E**.*

A check of Department records revealed that since September of 2005, there were numerous calls for service generated at [redacted] home, [redacted], [redacted]. The reasons for the calls were family disturbances, missing person reports, battery and vandalism reports, possible child abuse investigations, illegal parking, and stolen vehicle report calls. Of those calls, only three showed responses by Subject Clark. They are as follows:

- September 20, 2005: Vandalism/disturbance just occurred call, Tag #CPT05262 - 0275
  "Boyfriend/Girlfriend dispute verbal only, Disturbing party female Hispanic destroyed informants vehicle radio, Disturbing party refusing to let informant leave."

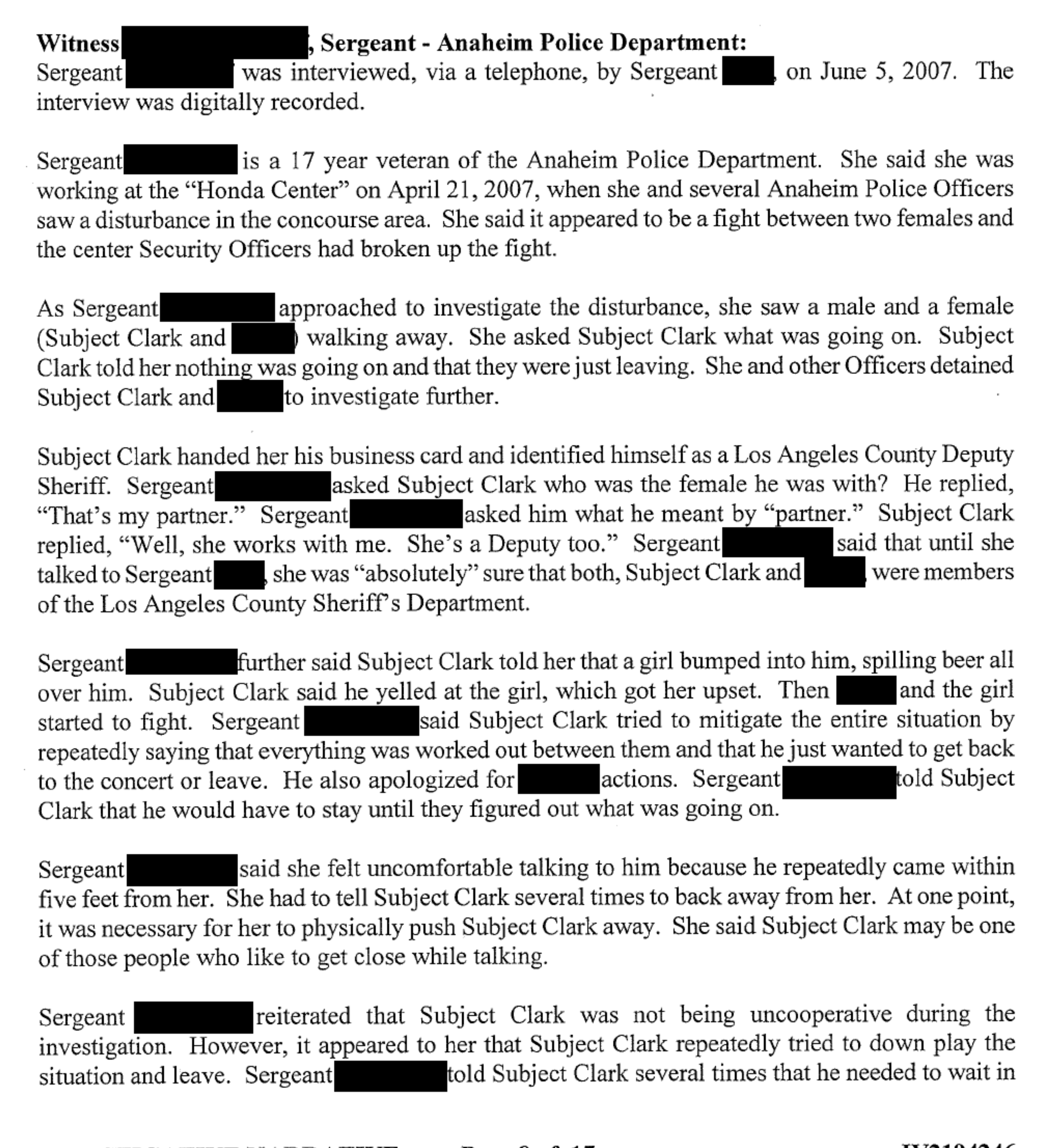
Informant:	[redacted]
Assigned Assist:	2353 Hours
En route:	2354 Hours
Arrived:	2359 Hours
Want9 Inquiry:	[redacted], [redacted], [redacted]-[redacted]
Call Completed:	0029 Hours
Call Cleared:	Assigned assist

-	October 24, 2005:	Disturbance: Boyfriend/Girlfriend call, Tag #CPT05297-0120 "Informant's ex-boyfriend harassing her."
	Informant:	[redacted] ([redacted])
	Assigned Assist:	1212 Hours
	En route:	1216 Hours
	Call on Hold:	1252 Hours - To respond to [redacted] but finished this call within one minute
	En route again:	1252 Hours
	Arrived:	1256 Hours
	Call Completed:	1338 Hours
	Call Cleared:	1338 Hours: "Contacted [redacted], female Hispanic 24 years old, regarding dispute with ex-boyfriend, advised [redacted] regarding restraining order procedures, no evidence of crime at the location"
	Want9 Inquiry:	1338 Hours: [redacted], Female/Hispanic, DOB: [redacted]
	DMV Inquiry:	California Driver's License number [redacted] ([redacted])
-	February 19, 2006:	Stolen vehicle report Observation, Tag #CPT06050-0129 "Flag Down."
	Assigned Obs:	1636 Hours
	Arrived:	1636 Hours
	URN Request:	Victim [redacted]: File #606-02987-2847-091
	Call Completed:	1723 Hours
	Call Cleared:	1752 Hours: "Refer to report"
	Change Narrative:	1753 Hours: "Vehicle recovered prior to report being turned in"

IAB Note: *A copy of Unit History and Incident History Reports, pertaining to 1608 South Washington Avenue, Compton, are included in this investigation as **Exhibit F**.*

A check with Records and Identification Bureau - JDIC unit revealed that Subject Clark accessed the JDIC system (Justice Data Interface Controller) to inquire about '[redacted]' on January 27, 2006 and February 20, 2006. Both of these inquiries were conducted from a JDIC computer terminal located inside Compton Station. On February 15, 2006, Deputy [redacted] of Compton Station, drew an URN (report file number) in the name of the Victim, [redacted], for robbery. On February 16, 2006, a teletype crime broadcast for robbery was generated, which listed [redacted] as the victim.

IAB Note: *A copy of the JDIC inquiry printout is included in this investigation as **Exhibit G**.*



A check with Los Angeles County Sheriff's Department - Operation Safe Streets Bureau revealed that [redacted] is an associate of "Tortilla Flats" Hispanic street gang. First record of her association with this gang was in November of 2006.

WITNESS INTERVIEW

Witness [redacted], Sergeant - Anaheim Police Department:
Sergeant [redacted] was interviewed, via a telephone, by Sergeant [redacted], on June 5, 2007. The interview was digitally recorded.

Sergeant [redacted] is a 17 year veteran of the Anaheim Police Department. She said she was working at the "Honda Center" on April 21, 2007, when she and several Anaheim Police Officers saw a disturbance in the concourse area. She said it appeared to be a fight between two females and the center Security Officers had broken up the fight.

As Sergeant [redacted] approached to investigate the disturbance, she saw a male and a female (Subject Clark and [redacted]) walking away. She asked Subject Clark what was going on. Subject Clark told her nothing was going on and that they were just leaving. She and other Officers detained Subject Clark and [redacted] to investigate further.

Subject Clark handed her his business card and identified himself as a Los Angeles County Deputy Sheriff. Sergeant [redacted] asked Subject Clark who was the female he was with? He replied, "That's my partner." Sergeant [redacted] asked him what he meant by "partner." Subject Clark replied, "Well, she works with me. She's a Deputy too." Sergeant [redacted] said that until she talked to Sergeant [redacted], she was "absolutely" sure that both, Subject Clark and [redacted] were members of the Los Angeles County Sheriff's Department.

Sergeant [redacted] further said Subject Clark told her that a girl bumped into him, spilling beer all over him. Subject Clark said he yelled at the girl, which got her upset. Then [redacted] and the girl started to fight. Sergeant [redacted] said Subject Clark tried to mitigate the entire situation by repeatedly saying that everything was worked out between them and that he just wanted to get back to the concert or leave. He also apologized for [redacted] actions. Sergeant [redacted] told Subject Clark that he would have to stay until they figured out what was going on.

Sergeant [redacted] said she felt uncomfortable talking to him because he repeatedly came within five feet from her. She had to tell Subject Clark several times to back away from her. At one point, it was necessary for her to physically push Subject Clark away. She said Subject Clark may be one of those people who like to get close while talking.

Sergeant [redacted] reiterated that Subject Clark was not being uncooperative during the investigation. However, it appeared to her that Subject Clark repeatedly tried to down play the situation and leave. Sergeant [redacted] told Subject Clark several times that he needed to wait in

the parking lot, while [redacted] was being interviewed by the handling Officer. However, Subject Clark repeatedly refused. Sergeant [redacted] finally allowed Subject Clark to stay inside the center when an Officer volunteered to stay with Subject Clark until the conclusion of the investigation. After the conclusion of the investigation, both, Subject Clark and [redacted], were escorted outside the "Honda Center" by a Police Officer. Interview with Sergeant [redacted] was concluded.

IAB Note: *Sergeant [redacted] made numerous attempts to contact [redacted] by telephone and in person. However, [redacted] refused to return his calls and messages. A female named "[redacted]" who identified herself as [redacted] [redacted] told Sergeant [redacted] that she gave her [redacted] the messages to call Sergeant [redacted] However, [redacted] told [redacted] that she was not going to call him because she did not have to talk to him.*

SUBJECT INTERVIEW

Subject Deputy Edward Clark:

On June 13, 2007, Sergeants [redacted] and John Harris, of Internal Affairs Bureau, interviewed Subject Clark. Subject Clark was represented by Attorney, Adam Marangell, from LASPA. The interview was digitally recorded.

Subject Clark has been with the Department since August of 1999. He has been assigned to Compton Sation, where he is currently a [redacted] since April of 2004.

Subject Clark said he met [redacted] in September of 2005 during a call for service. The call was a vandalism/disturbance call at her [redacted] house in Compton ([redacted]).

IAB Note: *September 20, 2005: Vandalism/disturbance just occurred call, Tag #CPT05262 - 0275.*

Subject Clark said that approximately a month later, he responded to the same location and contacted [redacted] for a second time. [redacted] said that her ex-boyfriend was harassing her by calling her several times.

IAB Note: *October 24, 2005: Disturbance, Boyfriend/Girlfriend call, Tag #CPT05297-0120*

Subject Clark said he offered to call [redacted] ex-boyfriend and tell him that if he continued this behavior, [redacted] will file a police report and he would be a subject of a criminal investigation. Subject Clark made this phone call at her parent's home using their telephone. Subject Clark said he was working with Deputy Alex Miller for both of those calls for service.

Subject Clark has no recollection as to how or when, but sometime after the second call, he and [redacted] exchanged their telephone numbers. Subject Clark said he saw her several times, while off-

duty. He said he never called her while he was on-duty during their [redacted].

Subject Clark said [redacted] was living in Long Beach with her [redacted] at the time but she often stayed at her [redacted] house in Compton. Throughout his relationship with [redacted], she occasionally spent nights at his home in South Pasadena. In September or October of 2006, she stayed at his house for about a month. Subject Clark said [redacted] changed the address on her California Driver's License to his address in South Pasadena. He believed she did this to reduce her automobile insurance premium. Then, in October of 2006, Subject Clark ended the [redacted] because her "parenting style... was incompatible" with his. He said she had a child of her own. He, too, had a child of his own. She also often got mad at him for things such as leaving his socks on the floor rather than in the laundry basket. After the [redacted], he discontinued all communications with [redacted]

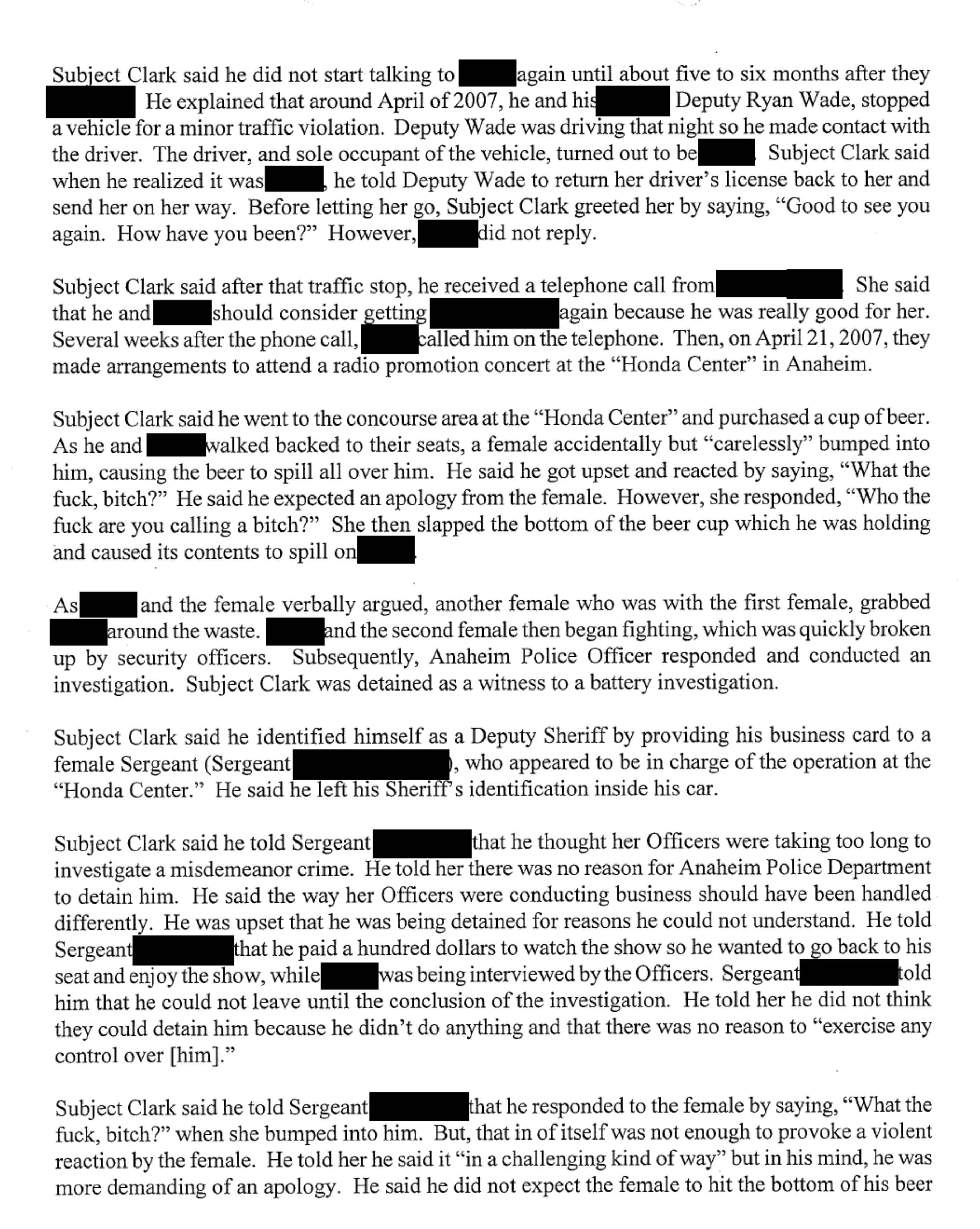
Subject Clark said he openly discussed his [redacted] with [redacted] to his friends at Compton Station. Many of the Deputies at the station knew about their [redacted].

In November of 2006, Subject Clark said he received a telephone call from one of his Deputy friends from Compton Station. He was not on-duty at that time and he did not remember exactly who the Deputy was that called him. The Deputy told him that he was at a murder scene in the City of Compton and that [redacted] was one of the witnesses to the crime. He told his Deputy friend not to provide her any preferential treatment, especially on his account.

Subject Clark said that he did not know that the murder, which [redacted] was a witness to, was a gang shooting. He said he did not take any interest in the murder because, first of all, [redacted] was involved; Secondly, he was not working at the time of the murder. He said there have been many murders in the City of Compton and he does not know the details of all the murder incidents.

Subject Clark said, about a week or so after the murder, Deputy Brad Jerzykowski from Compton Station told him that he just [redacted] for [redacted]. Subject Clark said he did not know anything about the [redacted] because he didn't really care about what she was into at that time, due to their [redacted]. He said he did not know who she was with when she was [redacted]. But, he did tell Deputy Jerzykowski not to provide her with any preferential treatment and to treat her as he would anyone else.

Subject Clark said at around March of 2007, maybe earlier, Deputy Jerzykowski told him that [redacted]. Subject Clark said he did not know anything else about the case, as far as what she was [redacted] as a result of the [redacted]. He said he never knew that [redacted] was [redacted] and [redacted]. Subject Clark said he felt that [redacted] was in [redacted] because she was employed as a security officer at that time. He said he did not know that she was, in any way, associated with a gang. He said he felt that her being in [redacted] was not a result of gang influence. He said, "She was probably doing something fairly stupid in working without a [redacted]."



Subject Clark said he did not start talking to [redacted] again until about five to six months after they [redacted] He explained that around April of 2007, he and his [redacted] Deputy Ryan Wade, stopped a vehicle for a minor traffic violation. Deputy Wade was driving that night so he made contact with the driver. The driver, and sole occupant of the vehicle, turned out to be [redacted]. Subject Clark said when he realized it was [redacted], he told Deputy Wade to return her driver's license back to her and send her on her way. Before letting her go, Subject Clark greeted her by saying, "Good to see you again. How have you been?" However, [redacted] did not reply.

Subject Clark said after that traffic stop, he received a telephone call from [redacted]. She said that he and [redacted] should consider getting [redacted] again because he was really good for her. Several weeks after the phone call, [redacted] called him on the telephone. Then, on April 21, 2007, they made arrangements to attend a radio promotion concert at the "Honda Center" in Anaheim.

Subject Clark said he went to the concourse area at the "Honda Center" and purchased a cup of beer. As he and [redacted] walked backed to their seats, a female accidentally but "carelessly" bumped into him, causing the beer to spill all over him. He said he got upset and reacted by saying, "What the fuck, bitch?" He said he expected an apology from the female. However, she responded, "Who the fuck are you calling a bitch?" She then slapped the bottom of the beer cup which he was holding and caused its contents to spill on [redacted].

As [redacted] and the female verbally argued, another female who was with the first female, grabbed [redacted] around the waste. [redacted] and the second female then began fighting, which was quickly broken up by security officers. Subsequently, Anaheim Police Officer responded and conducted an investigation. Subject Clark was detained as a witness to a battery investigation.

Subject Clark said he identified himself as a Deputy Sheriff by providing his business card to a female Sergeant (Sergeant [redacted]), who appeared to be in charge of the operation at the "Honda Center." He said he left his Sheriff's identification inside his car.

Subject Clark said he told Sergeant [redacted] that he thought her Officers were taking too long to investigate a misdemeanor crime. He told her there was no reason for Anaheim Police Department to detain him. He said the way her Officers were conducting business should have been handled differently. He was upset that he was being detained for reasons he could not understand. He told Sergeant [redacted] that he paid a hundred dollars to watch the show so he wanted to go back to his seat and enjoy the show, while [redacted] was being interviewed by the Officers. Sergeant [redacted] told him that he could not leave until the conclusion of the investigation. He told her he did not think they could detain him because he didn't do anything and that there was no reason to "exercise any control over [him]."

Subject Clark said he told Sergeant [redacted] that he responded to the female by saying, "What the fuck, bitch?" when she bumped into him. But, that in of itself was not enough to provoke a violent reaction by the female. He told her he said it "in a challenging kind of way" but in his mind, he was more demanding of an apology. He said he did not expect the female to hit the bottom of his beer

cup. He told Sergeant [redacted] that the whole situation "was not a big deal" and that Anaheim Police Department was "over zealous in their prosecution of a potential misdemeanor crime." He further told her that "nobody was hurt in the incident and that if anything, [he] was the victim." He also commented during their investigation that he was not telling the Officers how to do their jobs but he "would certainly handle it differently" if it was his investigation.

Subject Clark said, in hindsight, he should not have said anything and should have allow the Anaheim Police Officers to continue their investigation. He said he should not have acted in the manner he did toward Sergeant [redacted] especially due to the fact that her subordinates were present.

Subject Clark said he did not use his law enforcement status to try to mitigate the situation. He identified himself as a Deputy Sheriff only because that was what he was supposed to do.

Subject Clark said he did not recall if he referred to [redacted] as his "partner" to Sergeant [redacted]. He said he never told the Sergeant that [redacted] was a Deputy Sheriff. He did tell her that [redacted] was an applicant for the Sheriff's Department at one time. He said he did not know how Compton Station address was listed in the Anaheim Police report as [redacted] work address. He said he told the Officers that he was a Deputy Sheriff and gave them Compton Station address as his work address. He also gave them the telephone numbers to Compton Station and the Watch Commander's office. Subject Clark said it appeared to him that Sergeant [redacted] wanted notify the Sheriff's Department regarding his (Subject Clark's) involvement in this incident because he and Sergeant [redacted] did not get along.

Subject Clark said he had been drinking at the "Honda Center" that day. He said the cup that spilled on him was the third cup of beer he has had at the "Honda Center."

Subject Clark admitted that he could have avoided the entire incident by not saying anything when the female bumped into him. He also said he could have conducted himself in a better manner toward the Anaheim Police personnel.

Subject Clark said he notified Lieutenant Pat Davoren regarding the incident at the "Honda Center" by telephone on the same day. He said he did not notify his unit of assignment about his [redacted] with [redacted] because his interpretation of the Department policy regarding "Prohibited Associations" did not fit the criteria. He said his [redacted] with [redacted] never violated the Department policy.

Refer to Subject Clark's interview transcript for further details.

ADDITIONAL WITNESS INTERVIEWS

Witness Deputy Ryan Wade:
Sergeant [redacted] interviewed Witness Wade on July 13, 2007, at Compton Station. The interview was digitally recorded.

Witness Wade is a six year veteran of the Department. He has been at Compton Station since November of 2006. He is currently on patrol [redacted] status but assigned to [redacted]. He worked with Subject Clark from February of 2007 until the day [redacted] on April 15, 2007.

Witness wade said Subject Clark never told him about his [redacted] with [redacted], while they worked together. Sergeant [redacted] showed Witness Wade a picture of [redacted]. He said he vaguely remembered contacting [redacted] for a very short period of time during a traffic stop.

Witness Wade said he and Subject Clark were working together when they stopped a vehicle for a minor traffic violation. Witness Wade contacted the driver ([redacted]) who was the sole occupant of the vehicle. Witness Wade asked [redacted] for her driver's license and registration. Before [redacted] handed him the documents he requested, Subject Clark looked inside the vehicle and said that he knew [redacted]. Subject Clark said, "We're good, let's go." The contact with [redacted] was concluded and they let her go.

Witness Wade said he did not remember if Subject Clark talked to [redacted] during the traffic stop. Witness Wade said the entire contact lasted about thirty seconds. He did not recall if the contact was logged in their Mobile Digital Terminal.

Witness wade said Subject Clark did not say how he knew [redacted] nor anything about his relationship with her. He did not recall going to an address on Washington Avenue with Subject Clark. He had no other contacts with [redacted] after the traffic stop. Witness Wade added that his conversation with Subject Clark, while they worked together, was all professional.

Witness Deputy Brad Jerzykowski:

Sergeant [redacted] interviewed Witness Jerzykowski on July 13, 2007, at Compton Station. The interview was digitally recorded.

Witness Jerzykowski is a 7 ½ year veteran on the Department. He has been at Compton station since September of 2006.

Witness Jerzykowski said that on November 22, 2006, he stopped a vehicle, which was occupied by [redacted] (driver) and [redacted] (right front passenger). He subsequently [redacted] occupants for [redacted].

> ***IAB Note:*** *Refer to Sh-R-49, file number 406-19846-2846-151, which is included in this investigation as **Exhibit E**, for details of the* [redacted]

Witness Jerzykowski said he did not recognize [redacted] but he did have first hand knowledge of [redacted]. He said he has contacted [redacted] numerous times in the past. Witness Jerzykowski said [redacted] was a known "Tortilla Flats" gang member. Witness Jerzykowski knew this because

[redacted] has a tattoo of "[redacted]" on his [redacted] and he has admitted to Witness Jerzykowski of his membership in the gang. Witness Jerzykowski said he also knew that [redacted] was [redacted] however, he could not recall what he was [redacted] of.

> ***IAB Note:*** *A check of [redacted] criminal history showed [redacted] His records showed that he is a member of the "Compton Varrio T-Flats" (Tortilla Flats) gang. Among numerous tattoos on his upper [redacted] he has "[redacted]" ([redacted]) on his [redacted] and "[redacted]" on his [redacted]*
>
> *A copy of [redacted] booking photos, including photographs of his tattoos, print-out of his parole status, and criminal history are included in this investigation as **Exhibit H**.*

[redacted] told Witness Jerzykowski that she had associations with members of "Compton Varrio 70" and "Compton Varrio Tortilla Flats" gang members. [redacted] named several of the gang members. Witness Jerzykowski and Deputy [redacted], who assisted Witness Jerzykowski, recognized the names she provided from previous contacts, as members of the gangs.

> ***IAB Note:*** *Deputy [redacted] prepared a detailed supplementary report regarding [redacted] statement and his involvement in the [redacted] Refer to the report under the file number 406-19846-2846-151, which is included in this investigation as **Exhibit I**.*

[redacted] also told Witness Jerzykowski that she was in the process of applying for the Sheriff's Department and that she knew many of the Deputies who work at Compton Station. She then asked Witness Jerzykowski to "212" the [redacted] and let her go.

> ***IAB Note:*** *"212" is a code used by the Sheriff's Department to clear disturbance calls. It is usually used on calls where no evidence of crime is located and no other police action is necessary.*
>
> *[redacted] later, voluntarily, withdrew her application with the Department.*

Witness Jerzykowski said he was not aware of Subject Clark's [redacted] with [redacted]. He found out about the [redacted] when several Deputies told him, while writing his report for the [redacted] Among those Deputies was Subject Clark, who approached him and told him he had a [redacted] with [redacted] in the past, but had recently [redacted] Subject Clark did not try to mitigate the [redacted]

in any way. Subject Clark told him not to give her any special treatment due to his past [redacted] with [redacted] Witness Jerzykowski said Subject Clark told him [redacted] was from the Compton area and that she knew many people who were members of the local gangs. However, he said she did not participate in any of the gang activities. Witness Jerzykowski did not recall seeing any gang tattoos on [redacted].

Witness Jerzykowski said that in March of 2007, he testified in court during a motion to suppress evidence hearing for [redacted]. The defense motion to suppress the evidence was denied by the Judge and [redacted] was held to answer. Witness Jerzykowski did not know the outcome of the case after that. He did tell Subject Clark about the evidence suppression hearing.

Witness Jerzykowski said all charges on [redacted] were later dropped. Witness Jerzykowski has had several additional contacts with [redacted], after the disposition of the [redacted]

Witness Deputy Alex Miller:
Sergeant [redacted] interviewed Witness Miller on July 13/2007, at Compton Station. The interview was digitally recorded.

Witness Miller has been a Deputy with the Sheriff's Department since August of 1999. He has been assigned to Compton Station patrol since June of 2004. He is currently a [redacted]

Witness Miller said he and Subject Clark worked as partners, off and on, for about a year. Witness Miller's first contact with [redacted] was in September of 2005, when he and Subject Clark responded to her house on Washington Avenue regarding a disturbance call. He said the call was about a dispute with her and a male, possibly her ex-boyfriend. The investigation determined that there was no crime at that time.

> ***IAB Note:*** *Refer to Unit History Report printout, dated September 20, 2006, Tag #CPT05262-0275, under* ***Exhibit F****.*

Witness Miller said he remembered [redacted] mentioned that she wanted to apply to be a Deputy Sheriff with the Los Angeles County Sheriff's Department. Therefore, he and Subject Clark gave her pertinent information on how to apply. [redacted] also mentioned that she was a security officer at a mall.

Witness Miller said he did not have any other contacts with [redacted] until she and Subject Clark started their social relationship. Witness Miller remembered Subject Clark talking to [redacted] on his cell phone while working overtime in patrol. On one occasion, Subject Clark met [redacted] for a brief moment, while he and Witness Miller were en route to a call for service, because [redacted] brought him (Subject Clark) a cup of "Jamba" juice.

Witness Miller remembered being surprised when Subject Clark told him that [redacted] was staying at his (Clark's) house. Witness Miller also knew that Subject Clark purchased a cell phone with [redacted]

on a two cell phone bargain deal. Witness Miller said he did not know of any [redacted] association with gangs in the City.

Witness Miller saw [redacted] at the gang murder scene at [redacted] in Compton. He said he was somewhat suspicious to see [redacted] at that location. He said he frequently patrolled that specific location due to suspicions of drug activity. Witness Miller said prior to transporting her to the station to be interviewed by Homicide Detectives, he called Subject Clark, who was still at the station getting ready to start his shift. Witness Miller called Subject Clark to advise him that he was transporting [redacted] to the station to avoid a confrontation between Subject Clark and [redacted] because he (Miller) did not know the status of their [redacted]. Subject Clark told Witness Miller that he was in his patrol car, heading out to the field.

Witness Miller said that, while at the station, [redacted] became somewhat uncooperative and wanted to leave before talking to the Homicide Detectives. Witness Miller explained to [redacted] that she was a key witness to the murder and that it was very important for her to speak to the Detectives. Witness Miller was able to convince her to voluntarily stay for the interview.

Witness Miller did not have any knowledge of Subject Clark running [redacted] on the JDIC computer nor any of the circumstances regarding the "Honda Center" incident.

RE-INTERVIEW OF SUBJECT CLARK

On July 23, 2007, Sergeants [redacted] and Yolanda Clay re-interviewed Subject Clark. Subject Clark was represented by Attorney Adam Marangell. The interview was digitally recorded.

Subject Clark was presented with the printout of the JDIC inquiry on January 27, 2006. Subject Clark said he did not recall running [redacted] for warrants on the JDIC computer. However, he acknowledged the fact that records indicated that he accessed the JDIC computer. Subject Clark speculated that he ran [redacted] for warrants at her request because he recalled her telling him about an unpaid traffic ticket she had. He remembered [redacted] asking him if he could check whether a warrant was issued for the unpaid ticket.

Subject Clark said he would have done the same for anyone who requested that he run them for warrant. Sergeant [redacted] told him about the "Clearance Letter" procedure adopted by the Sheriff's Department. Subject Clark said he was not aware of that procedure.

Subject Clark was presented with the printout of the JDIC inquiry on February 20, 2006. Subject Clark, again, said he did not recall specifically running [redacted] on the JDIC computer. However, he speculated that he ran her, one month after the first inquiry, to confirm that a warrant has not been issued due to the unpaid traffic ticket.

Subject Clark said he did not refer [redacted] to the Department of Motor Vehicles because he knew what a hassle it could be to deal with DMV. He said now that he knows the "Clearance Letter" procedure,

he will no longer run anyone for warrants at their own request.

Subject Clark said both JDIC inquiries were done prior to the start of his [redacted] with [redacted]. He said he started their [redacted] in March or April of 2006.

Subject Clark was asked about how often he and [redacted] talked on the cell phone, while he was on-duty, during his [redacted] with her. He said he has talked to her on the phone while on-duty. Although he did not recall how often they talked, he said it was probably more than twice per week. He said all the phone conversations with [redacted] were personal and not law enforcement business related.

Subject Clark said he did not recall meeting with [redacted] for anything other than law enforcement business related, while he was on-duty, during their [redacted]. He said he did not recall receiving any "Jamba" juice from her, while he was on-duty. He said that on one occasion, she came to Compton Station to give him something.

Subject Clark said he does not have any working knowledge of the address, [redacted], Compton.

> ***IAB Note:*** [redacted] *is the location of the murder, in which* [redacted] *was a witness. Deputy Miller said that location was well known for suspicion of drug activity.*

Subject Clark said he was aware that there were gang and drug activity in that immediate area. However, he has not targeted that specific location for any criminal activity. He said he was not aware prior to the murder, that [redacted] frequented that address.

Subject Clark said he has heard about [redacted], with a moniker of "[redacted]," from talking to other Deputies from Compton Station. However, he has not had personal contact with him. He said he first heard his name from a Deputy, who was involved in a use of force incident with [redacted]. Deputy Jerzykowski also told him about [redacted] when [redacted] was [redacted] with him. Subject Clark said he did not know if [redacted] was a gang member but he speculated that he was a "Tortilla Flats" or "CV70's" gang member.

Subject Clark said, although he was not too familiar with "Tortilla Flats" and "CV70's" gang, he was aware that they are a Hispanic street gang, whose territory has spread throughout the City of Compton. He said although these gangs have been known to have committed violent crimes within the City of Compton, he was not aware of any one specific incident.

Refer to Subject Clark's re-interview transcript for further detail.